

1AP7 Rec'd PCT/PTO 14 AUG 2006

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CERTIFICATE OF MAILING

I hereby certify that this **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP PCT, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10th day of August, 2006.

Kathleen A. Nimrichter
Kathleen A. Nimrichter

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Colin G. Caro
FOR : HELICAL GRAFT
SERIAL NO. : 10/549,498
FILING DATE : September 14, 2005
CONFIRMATION NO. : 7739
ATTORNEY DOCKET NO. : DEHN 2 00008

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP PCT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
Attn.: RO/US

Dear Sir:

Responsive to the Notification of Missing Requirements (copy attached hereto) mailed July 5, 2006, Applicant(s) submit(s) an executed Declaration and Power of Attorney.

The \$65.00 fee in payment of the surcharge required under 37 CFR 1.16(f) for filing the Declaration later than the filing date of the application is authorized to be

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charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose.
If the credit card is unable to be charged, please charge any and all fees or credit any
overpayment to Deposit Account No. 06-0308.

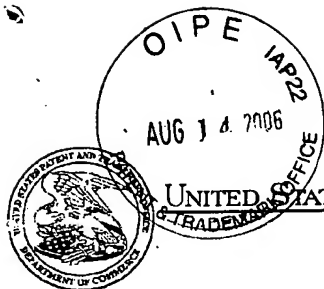
Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

August 10, 2006

Date


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216-861-5582



RECEIVED Page 1 of 2
JUL 10 2006

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/549,498 | Colin G. Caro | DEHN 2 00008 |

INTERNATIONAL APPLICATION NO.

PCT/GB04/01156

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
|------------------|---------------|

03/18/2004

03/18/2003

27885

FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP
1100 SUPERIOR AVENUE, SEVENTH FLOOR
CLEVELAND, OH 44114

CONFIRMATION NO. 7739

371 FORMALITIES LETTER



OC000000019472885

Date Mailed: 07/05/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/14/2005
- Copy of the International Search Report filed on 09/14/2005
- Copy of IPE Report filed on 09/14/2005
- Preliminary Amendments filed on 09/14/2005
- U.S. Basic National Fees filed on 09/14/2005
- Priority Documents filed on 09/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- \$65 Surcharge.

"DOCKETED"

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/549,498 | PCT/GB04/01156 | DEHN 2 00008 |

FORM PCT/DO/EO/905 (371 Formalities Notice)